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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION
11
12

13 UNITED STATES OF AMERICA,)	No. CR 05-00282-JW
)	
14 Plaintiff,)	
)	STIPULATION REQUESTING
15 v.)	CONTINUANCE OF SENTENCING
)	HEARING AND [PROPOSED] ORDER
16 TRAVIS TOOLE,)	
)	
17 Defendant.)	
)	

18
19 It is hereby stipulated and agreed between defendant Travis Toole, by and through his
20 counsel of record, Jesse Garcia, Esq., and the United States, by and through Assistant United
21 States Attorney Mark L. Krotoski, as follows:

- 22 1. This matter is presently set for a sentencing hearing on November 13, 2006 at 1:30 p.m.
23 2. The probation officer has noted that the defendant has yet to schedule his presentence
24 interview and the presentence report cannot be completed pending this interview. The defense
25 agrees to schedule the presentence interview.
26 3. For the foregoing reasons, and that the ends of justice are served by continuing this case,
27 the parties stipulate to a continuance of the sentencing hearing from November 13, 2006 at 1:30
28 p.m. to December 11, 2006 at 1:30 p.m., or the next available date.

STIPULATION REQUESTING CONTINUANCE OF SENTENCING HEARING AND [~~PROPOSED~~] ORDER
CR 05-00282-JW

1 IT IS SO STIPULATED.

2 Dated: November 3, 2006

KEVIN V. RYAN
United States Attorney

3
4 /s/

5 MARK L. KROTOSKI
Assistant United States Attorney

6 Dated: November 3, 2006

7 /s/

8 JESSE GARCIA
Attorney for defendant Toole

9 IT IS SO ORDERED.

10 The sentencing hearing is continued from November 13, 2006 at 1:30 p.m. to December 11,
11 2006 at 1:30 p.m.

12 Dated: November 3, 2006

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14 
JAMES WARE
United States District Judge

15
16 Distribute To:

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